

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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JESSICA SLIVAK, individually and on behalf  
of all others similarly situated,

Plaintiff,

v.

AMERICAN BREAD COMPANY, LLC,

Defendant

Civil Action No.: 16-cv-06294

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**STIPULATION TO DISMISS PANERA, LLC**

WHEREAS, on December 5, 2016, Jessica Slivak (“Plaintiff”) initiated this matter against American Bread Company, LLC (“Defendant”), asserting a violation of Title III of the Americans with Disabilities Act (“ADA”), 42 U.S.C. § 12101 et seq., and its implementing regulations, see ECF Doc. 1;

WHEREAS, in the Complaint, Plaintiff averred that Defendant “owns, operates, and/or leases a place of public accommodation” – namely, various “Panera Bread” locations in the Delaware Valley, including at 151 East Swedesford Road, Exton, PA 19341 (“Exton Location”), see ECF Doc. 1, ¶¶26-8;

WHEREAS, following a Rule 16 Conference, on June 2, 2017, Defendant provided Plaintiff with a copy of the Lease Agreement, dated July 28, 2008, for “Panera Bread” (“Exton Lease”), which identified the tenant at the Exton Location as Panera, LLC;

WHEREAS, Plaintiff then sought leave to file an Amended Complaint to include a claim under the ADA and its implementing regulations against Panera, LLC, see ECF Doc. 24, which was granted by the Court, see ECF Doc. 26;

WHEREAS, on August 1, 2017, Plaintiff filed an Amended Complaint, see ECF Doc. 27;

WHEREAS, on September 27, 2017, Plaintiff was provided with a certain Sublease to the Exton Lease, dated October 14, 2008, which identifies Defendant as the tenant of the Exton Location;

NOW, THEREFORE, in accordance with the Order of October 11, 2017, see ECF Doc. 37, it is hereby stipulated and agreed that Panera, LLC is dismissed with prejudice from this action.

**KALIKHMAN & RAYZ, LLC**

/s/

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Arkady "Eric" Rayz  
Demetri A. Braynin  
1051 County Line Road, Suite "A"  
Huntingdon Valley, PA 19006  
Telephone: (215) 364-5030  
Facsimile: (215) 364-5029  
E-mail: erayz@kalraylaw.com  
E-mail: dbraynin@kalraylaw.com

**CONNOLLY WELLS & GRAY, LLP**

Gerald D. Wells, III  
Robert J. Gray  
2200 Renaissance Blvd., Suite 308  
King of Prussia, PA 19406  
Telephone: (610) 822-3700  
Facsimile:  
Email: gwells@cwg-law.com  
Email: rgray@cwg-law.com

Counsel for Plaintiff and the Proposed Class

**JACKSON LEWIS, PC**

/s/

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Angela Quiles Nevarez, Esquire  
Bianca N. Iozzia, Esquire  
1601 Cherry Street, Suite 1350  
Philadelphia, PA 19102  
Telephone: (267) 319-7802  
Facsimile: (215) 399-2249  
E-mail: Angela.Navarez@jacksonlewis.com  
E-mail: Bianca.Iozzia@Jacksonlewis.com

Joseph J. Lynett  
44 South Broadway, 14th Floor  
White Plains, NY 10601  
Telephone: (914) 872-8060  
Facsimile: (914) 946-1216  
E-mail: Joseph.Lynett@jacksonlewis.com

Counsel for Defendant

**APPROVED:**

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United States District Judge